12-23-02



10-04700 DAC\$

Docket No.: 18240/Mathys

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class man in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on:

December 20, 2002

(date)

Alan Israel Reg. No. 27,564

In re: Application of

David Ian FLYNN, et al.

Serial No.

10/014,387

Group Art Unit:

Filed

December 11, 2001

Examiner:

For

FILTERED CATHODE ARC SOURCE

DEPOSITION APPARATUS

New York, New York December 20, 2002

REQUEST FOR RECONSIDERATION OF PETITION UNDER RULE 47 (a)

RECEIVED

Commissioner of Patents and Trademarks Washington, D.C. 20231

OFFICE OF PETITIONS

DEC 2 7 2002

Sir:

In response to the Decision Refusing Status Under Rule 47(a) mailed August 23, 2002, attached hereto for filing in this application are:

- 1. Supplemental Declaration of Alan Israel setting forth facts proving that the inventor, Mr. Fulton, cannot be reached despite diligent effort (item No. 1).
 - 2. Declaration in compliance with 35 U.S.C. §115 and 116 (item No. 2).

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3. Statement of Last Known Address of the non-signing inventor, Mr. Fulton (item No. 5). See paragraph No. 5 of the Supplemental Declaration of A. Israel.

Petition is hereby made for a two-month extension of the period to respond to the outstanding Decision to December 23, 2002. A check in the amount of \$400.00, as the Petition fee for the time extension, is enclosed herewith. If there are any additional charges, or any overpayment, in connection with the filing of these documents, the Commissioner is hereby authorized to charge any such deficiency, or credit any such overpayment, to Deposit Account No. 11-1145.

Wherefore, a favorable action is earnestly solicited.

Respectfully submitted,

KIRSCHSTEIN, OTTINGER, ISRAEL & SCHIFFMILLER, P.C.

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